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10 || Attorneys for Defendant AT&T CORP.

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

E-FILED - 11/21/05

16 CYGNUS
17 TELECOMMUNICATIONS
18 TECHNOLOGY, LLC,
19 Plaintiff,
20 v.
21 AT&T CORP.,

Case No.: MDL 1423
Case No.: 5:04-CV-04247(RMW)
S.D.N.Y. Case No.: 03-CV-8629

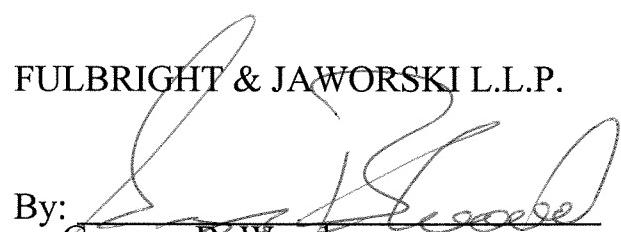
**ORDER GRANTING
REQUEST OF AT&T CORP. TO
MAKE TELEPHONIC
APPEARANCE AT JOINT CASE
MANAGEMENT CONFERENCE**

Date: December 2, 2005
Time: 10:30 a.m.
Ctrm: No. 6
Judge: Hon. Ronald M. Whyte

1 AT&T Corp. requests that it be permitted to attend the above-identified Case
2 Management Conference by telephone. The person representing AT&T at the
3 conference will be Gregory B. Wood, whose telephone number is (213) 892-9235.
4

5 Dated: November 12, 2005

FULBRIGHT & JAWORSKI L.L.P.

6
7 By: 
8 Gregory B. Wood
9 Attorneys for Defendant
AT&T CORP

10 IT IS SO ORDERED.

11 Date: 11/21/05

/s/ Ronald M. Whyte

12 U.S. District Judge

The Court will initiate the call between the hours of 10:30 am to 12:30 pm.

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1 **PROOF OF SERVICE**

2 I, Susan Crippen, declare:

3 I am a citizen of the United States and employed in Los Angeles County,
4 California. I am over the age of eighteen years and not a party to the within-entitled
5 action. My business address is 555 South Flower Street, 41st Floor, Los Angeles,
6 California 90071. On November 17, 2005, I served a copy of the within
7 document(s):

8 **REQUEST OF AT&T CORP. TO MAKE TELEPHONIC
9 APPEARANCE AT JOINT CASE MANAGEMENT
CONFERENCE**

10 by transmitting via facsimile the document(s) listed above to the fax
11 number(s) set forth below on this date before 5:00 p.m.

12 X by placing the document(s) listed above in a sealed envelope with
13 postage thereon fully prepaid, in the United States mail at Los Angeles,
14 California addressed as set forth below.

15 by placing the document(s) listed above in a sealed _____
16 envelope and affixing a pre-paid air bill, and causing the envelope to
17 be delivered to a _____ agent for delivery.

18 by personally delivering the document(s) listed above to the person(s)
19 at the address(es) set forth below.

20 **John P. Sutton, Esq.**
21 Attorney at Law
22 2421 Pierce Street
23 San Francisco, CA 94115-1131
24 Telephone: (415) 929-7408
25 Facsimile: (415) 922-2885
26 Email: johnpsutton@earthlink.net

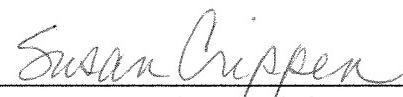
27 Attorney for Plaintiff
28 CYGNUS TELECOMMUNICATIONS
TECHNOLOGY, LLC.

29 I am readily familiar with the firm's practice of collection and processing
30 correspondence for mailing. Under that practice it would be deposited with the
31 U.S. Postal Service on that same day with postage thereon fully prepaid in the
32 amount of _____.

1 ordinary course of business. I am aware that on motion of the party served, service
2 is presumed invalid if postal cancellation date or postage meter date is more than
3 one day after date of deposit for mailing in affidavit.

4 I declare that I am employed in the office of a member of the bar of this court
5 at whose direction the service was made.

6 Executed on November 17, 2005, at Los Angeles, California.

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8 
9 Susan Crippen

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